

REMARKS

Claims 1, 25, 29-36, 40-46, 49-55, 60-66, 68 and 70-77 are currently pending in the application. Applicant thanks the Examiner for deeming claims 25, 49-55, 60-66 and 73-77 to be allowable. Office Action at page 4. Claims 1, 29-36, 40-46, 68 and 70-72 are canceled herein without prejudice to Applicant's right, and Applicant reserves the right, to prosecute the subject matter of these claims, and any unclaimed subject matter, in a related application. Upon entry of the present amendments, claims 25, 49-55, 60-66 and 73-77 will be pending in this application.

It is submitted that no new matter has been introduced by the present amendments, and entry of the same is respectfully requested. By these amendments, Applicant does not acquiesce to the propriety of any of the Examiner's rejections and does not disclaim any subject matter to which Applicant is entitled. *Cf. Warner Jenkinson Co. v. Hilton-Davis Chem. Co.*, 41 U.S.P.Q.2d 1865 (1997).

The Rejection Under 35 U.S.C. § 112, First Paragraph, Should Be Withdrawn

The Examiner maintains the rejection of claims 1, 29-36, 40-46, 68 and 70-72, under 35 U.S.C. § 112, first paragraph, as allegedly non-enabled. Office Action at pages 2-4. Without conceding the correctness of the Examiner's bases for rejection, Applicant herein cancels claims 1, 29-36, 40-46, 68 and 70-72, mooted the Examiner's rejection. Applicant reserves the right to prosecute the subject matter of these claims, and any unclaimed subject matter, in a related application.

CONCLUSION

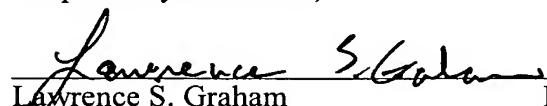
Applicant respectfully requests that the above remarks and accompanying documents be entered in the present application file. As claims 25, 49-55, 60-66 and 73-77, the claims that will be pending after entry of the present amendment, have been deemed allowable by the Examiner, an early allowance of this application is respectfully requested.

No fee is believed due for this Amendment. However, if a fee is due, please charge such fee to Jones Day Deposit Account No. 50-3013 (order no. 501872-999099).

Respectfully submitted,

Date: July 25, 2005

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